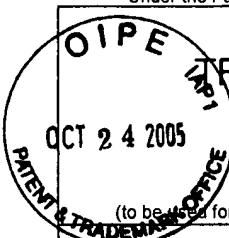


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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/634,625
Filing Date	August 4, 2003
First Named Inventor	Marshall S. Kriesel
Art Unit	3763
Examiner Name	Williams, Catherine Serke
Attorney Docket Number	003-23

ENCLOSURES (Check all that apply)

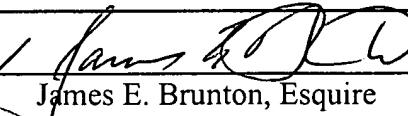
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> (Appeal Notice, Brief, Reply Brief) Appeal Communication to TC
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Proprietary Information
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD. Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Stamped, self-addressed Return Receipt Postcard
<input type="checkbox"/> Certified Copy of Priority Documents	Remarks The Commissioner hereby has authorization to charge any insufficient fees or credit any over-payments to the deposit account of Brunton & Jagger, No. 10-0231.	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts Under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	James E. Brunton, Attorney at Law		
Signature			
Printed name	James E. Brunton, Esquire		
Date	October 21, 2005	Reg. No.	24,321

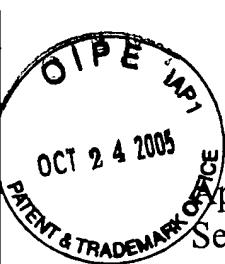
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	James E. Brunton, Esquire	Date	October 21, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, U. S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Applicant : Marshall S. Kriesel Art Unit : 3763
Serial No. : 10/634,625 Examiner : Williams, Catherine Serke
File Date : August 4, 2003
Title : "Infusion Apparatus with Constant Force Spring Energy Source"

Glendale, California – October 21, 2005

Honorable Commissioner for Patents
Post Office Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Patent and Trademark Official Action dated September 23, 2005 issued in regard to the above-identified application, please be advised as follows:

REMARKS

By the paper dated September 23, 2005 applicant was required, under 35 U.S.C. §121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. The species identified by the Examiner were:

- a) Figures 1-26;
- b) Figures 27-37;
- c) Figures 38-48;
- d) Figures 49-63;
- e) Figures 64-95;
- f) Figures 96-106; and
- g) Figures 107-118.